

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

YVETTE ORTIZ ARES AND CARMELO
ORTIZ ARES, both individually and as sole
heirs of their deceased father, CARMELO
ORTIZ QUIÑONES

Plaintiffs

v.

NDA SERVICES CORP. D/B/A ADRIEL
AUTO; TOYOTA MOTOR SALES, U.S.A.,
INC.; TOYOTA DISTRIBUTOR CORP.;
TOYOTA MANUFACTURING CORP.;
HOSPITAL WILMA VAZQUEZ, and
INSURANCE COMPANIES A, B, C, D, and
E

Defendants

CIVIL NO.: 20-1679 (WGY)

TRIAL BY JURY REQUESTED

NOTICE OF VOLUNTARY DISMISSAL

TO THE HONORABLE COURT:

COME NOW the abovenamed Plaintiffs, by and through their undersigned attorney, and, pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i), respectfully state and pray:

1. Since the Defendants to this action have not answered the complaint nor filed a motion for summary judgment, Plaintiffs move for their voluntary dismissal without prejudice.

2. In pertinent part, Fed.R.Civ.P. 41(a)(1)(A)(i) provides that a plaintiff may dismiss voluntarily, as of right, any defendant that has yet to answer or to move for summary judgment by simply filing a notice such as this one.

WHEREFORE, Plaintiffs respectfully request the entry of judgment dismissing this action without prejudice.

Respectfully submitted, in San Juan, Puerto Rico, on March 1, 2021.

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